

Art Unit: 2873

Allowed Claims: 1-7

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

The application has been amended as follows:

1. Claim 1, line 7, change "from the value at the far" to --from a value at a far--;
2. Claim 1, lines 8-9, change "to the value at the near" to --to a value at a near--;
3. Claim 5, line 8, change "from the value at the far" to --from a value at a far--;
2. Claim 5, line 9, change "to the value at the near" to --to a value at a near--.

Examiner's Comments

For applicant's information, claims 1 and 5 have been amended as shown above to overcome minor typographical errors. Additionally, the amendments to the claims and specification filed September 16, 2009 clarify the claims and specification as discussed in the interview on September 3, 2009.

Drawings

The drawings are objected to because the top graph in Figure 10 should read "along the main line" rather than "along the mail line". Corrected drawing sheets in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or

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figure number of an amended drawing should not be labeled as “amended.” If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either “Replacement Sheet” or “New Sheet” pursuant to 37 CFR 1.121(d). If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

Reasons for Allowance

The following is an examiner's statement of reasons for allowance: none of the prior art alone or in combination disclose or teach of the claimed combination of limitations to warrant a rejection under 35 USC 102 or 103.

Specifically regarding independent claim 1, none of the prior art alone or in combination disclose or teach of an eyeglass lens including a progressive zone whereby a the vertical distance from a near reference point to a far distance point amounts to a maximum value of 18 millimeters, as claimed, specifically wherein a main progressive length defined as the quotient of the addition and the maximum slope of the refractive power along the main line, wherein the main progressive length has a maximum value of 10 millimeters and an increase in refractive ~ Dower, starting from the power of the eyeglass lens at the far reference point up to a point 2 millimeters below the centering point amounts to less than 10% of the addition and a progressive length corresponds essentially to the vertical distance between the far reference point and a point

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essentially on the main line at which, starting from the far reference point, the value of the power of the eyeglass lens corresponds the first time essentially to the near value, wherein the progressive length has a maximum value of 14 mm.

Specifically regarding independent claim 5, none of the prior art alone or in combination disclose or teach of using an eyeglass lens including a progressive zone whereby a the vertical distance from a near reference point to a far distance point amounts to a maximum value of 18 millimeters, as claimed, specifically wherein a main progressive length defined as the quotient of the addition and the maximum slope of the refractive power along the main line, wherein the main progressive length has a maximum value of 10 millimeters and an increase in refractive power, starting from the power of the eyeglass lens at the far reference point up to a point 2 millimeters below the centering point amounts to less than 10% of the addition and a progressive length corresponds essentially to the vertical distance between the far reference point and a point essentially on the main line at which, starting from the far reference point, the value of the power of the eyeglass lens corresponds the first time essentially to the near value, wherein the progressive length has a maximum value of 14 mm.

Conclusion

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to JESSICA T. STULTZ whose telephone number is (571)272-2339. The examiner can normally be reached on M-F 8-4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ricky Mack can be reached on 571-272-2333. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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Art Unit 2873

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